

REMARKS/ARGUMENTS

Claim 1 has been amended. Please cancel Claims 2 through 4, without prejudice.

35 U.S.C. Section 112 Rejection:

The Examiner rejected Claims 1 through 6 under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicants regard as the invention. In particular, the Examiner indicated:

“The description of the Group 4 metal complex represented by the formula of claim 1 as ‘ π -bonded to the transition metal’ is erroneous since there is no π -bond between the ligands and the transition metal in the complex.”

Applicants have amended Claim 1 to clearly recite that the catalyst compound is selected from (1) Group 4 metal complexes containing one or more ligands that are π -bonded to the transition metal, and/or (2) metal complexes of the formula provided. Therefore, it can be seen that the reference to π -bond does not refer to the complex defined by the formula.

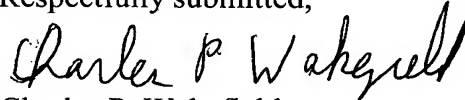
35 U.S.C. Section 103 Rejection:

Claim 1 has been amended to include the recitations of Claim 4 into Claim 1. This amendment places Claim 1 and all the Claims which depend from it in condition for allowance as was pointed out in the Examiners’ Office Action of March 23, 2007, where it was indicated that Claim 4 would be allowable if rewritten to overcome the rejection (s) under 35 U.S.C. 112, 2nd paragraph.

For the above reasons, Applicants urge the amendments to Claim 1 have overcome all the pending rejections to Claim 1 and that currently pending Claim 1 and all the claims which depend from Claim 1 are patentable. Applicants request the Examiner to reconsider the rejections of the Claims and to find all the pending Claims patentable.

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Respectfully submitted,



Charles P. Wakefield
Registration No.: 37,749
THE DOW CHEMICAL CO.
2030 Dow Center
Midland, Michigan 48674
(979) 238-2567